# ATTORNEY GENERAL-OFFICE COPY

#### IN THE UNITED STATES COURT OF APPEALS

#### FOR THE NINTH CIRCUIT

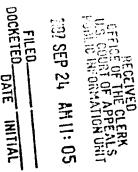
State of California ex rel. Bill Lockyer, Attorney General,

Petitioner,

v.

Federal Energy Regulatory Commission,

Respondent.





### **PETITION FOR REVIEW**

BILL LOCKYER
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# IN THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

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Petitioner,

v.

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Pursuant to Section 313 of the Federal Power Act, 16 U.S.C. §8251(b), and Rule 15 of the Federal Rules of Appellate Procedure, the State of California *ex rel*. Bill Lockyer, Attorney General ("Petitioner"), hereby petitions this Court for review of the following Orders of the Federal Energy Regulatory Commission ("FERC"):

- (1) State of California ex rel. Bill Lockyer, Attorney General of the State of California v. British Columbia Power Exchange Corp. et al., FERC Docket No. EL02-71-000, Order on Complaint, 99 FERC ¶61,247 (2002), issued May 31, 2002;
- (2) State of California ex rel. Bill Lockyer, Attorney General of the State of California v. British Columbia Power Exchange Corp. et al., FERC

Docket No. EL02-71-001, Order Denying Rehearing, 100 FERC ¶61,295 (2002), Slip Op., issued September 23, 2002. 1/

Dated: September 24, 2002

Respectfully Submitted,

BILL LOCKYER
Attorney General of the State of California
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Supervising Deputy Attorney General

PAUL STEIN
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Attorneys for Petitioner, State of California ex rel. Bill Lockyer, Attorney General

<sup>1.</sup> The Orders on appeal are attached as Exhibits A - B to the Civil Appeals Docketing Statement filed concurrently with the Court.

## **CERTIFICATE OF SERVICE**

I hereby certify that I have, on this 24<sup>th</sup> day of September, 2002, served by first class mail, postage prepaid, a copy of the foregoing Petition for Review and the Civil Appeals Docketing Statement filed concurrently with the Court upon the Solicitor, and upon each person designated on the attached official service list compiled by the Secretary of the Federal Energy Regulatory Commission in the proceeding below.

**PAUL STEIN**